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Dkt. 1175/74130

THE UNITED STATES PATENT AND TRADEMARK OFFICE

App. No. 10/529,423

Poul Henrik AHM

Serial No. : 10/529,423

Examiner: Francis T. Palo

Date Filed : March 25, 2005

Group Art Unit: 3644

For : A SEED TAPE INCLUDING SUCCESSIVELY ARRANGED
GERMINATING UNITS AS WELL AS A METHOD OF
GERMINATING SAID TAPE

Conf. No. : 4537

1185 Avenue of the Americas
New York, N.Y. 10036

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTICE OF DRAWING INCONSISTENCY

Sir:

In response to the Notice of Drawing Inconsistency dated September 20, 2007 in the above-identified application, attached is a copy of Figure 10 (sheet 4 of 4).

It should be noted that the present application is based on a PCT application in which copies of all four sheets of drawings (including Fig. 10) were submitted. In addition, attached is a copy of a return postcard submitted with the application on March 25, 2005 acknowledging receipt by the USPTO of "Figures 1-10 arranged in 4 sheets." Accordingly, Applicant submits that there should be no question of new matter being introduced by resubmission of Figure 10.

I hereby certify that this paper is being deposited this date with the U.S. Postal Service as first class mail addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Richard F. Jaworski
Richard F. Jaworski

Sept. 25, 2007
Date

Reg. No. 33,515

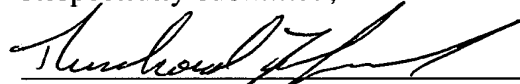
The Office is hereby authorized to charge any additional fees that may be required in connection with this response and to credit any overpayment to our Deposit Account No. 03-3125.

If a petition for an extension of time is required to make this response timely, this paper should be considered to be such a petition, and the Commissioner is authorized to charge the requisite fees to our Deposit Account No. 03-3125.

If a telephone interview could advance the prosecution of this application, the Examiner is respectfully requested to call the undersigned attorney.

Entry of this response is respectfully requested.

Respectfully submitted,



RICHARD F. JAWORSKI

Reg. No. 33,515

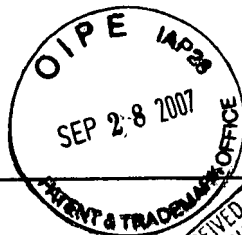
Attorney for Applicant

Cooper & Dunham LLP

Tel.: (212) 278-0400

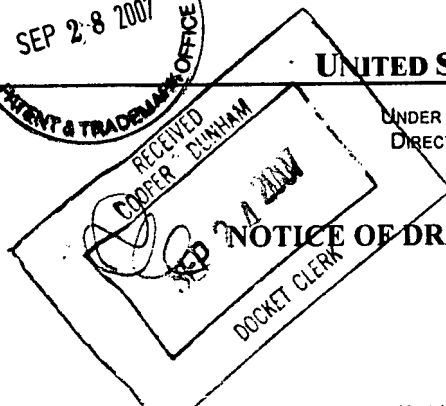
1175/74130

RFJ



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE



NOTICE OF DRAWING INCONSISTENCY WITH SPECIFICATION

Response Due 10/20/07

The drawings filed 3/25/2005 have been received. However, an inconsistency exists between the drawings and the Brief Description of the Drawings in the specification.

Figure 10 is listed in the Brief Description of the Drawings in the specification but not contained in the Drawings.

Figures _____ are contained in the Drawings but not listed in the Brief Description of the Drawings in the specification.

Applicant is required to correct the above-noted inconsistency within a time period of **ONE MONTH or THIRTY (30) DAYS, whichever is longer**, from the mailing date of this Notice, or within the time remaining in the time period set forth in the Notice of Allowability (Form PTOL-37) to file corrected drawings, whichever is longer. **NO EXTENSION OF THIS TIME PERIOD MAY BE GRANTED UNDER EITHER 37 CFR 1.136 (a) OR (b)**

Failure to correct the above noted inconsistency will result in **abandonment** of the application.

The file will be held in the Publishing Division to await the correction of the inconsistency.

Return Corrected Drawings/Specification to:

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450

Alexandria, VA 22313-1450

Office of Patent Publication/Publishing Division
Customer Service: 703-308-6789
1-888-786-0101

FORM PTO-1631 (REV. 10-03)

10/529423

Applicant ~~ATTM~~ Post Heretik

DSD

Atty.

File No. 117574130

Client Chas. Hude

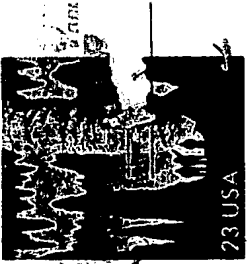
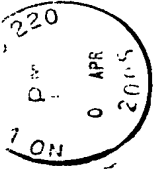
Date March 25, 2005

JC03 Rec'd PCT/PTO 25 MAR 2005

Kindly acknowledge receipt of the accompanying

For: A Seed Tape Including Successively Arranged Germinating Units As Well As A Method Of Germinating Said Tape Certificate bearing Express Mail Label #EV487074654US; Transmittal Letter, in triplicate; 22-page specification including abstract, plus overflow page 2a, less page 16 (page 16 is not missing; page following 15 was misnumbered as 17); Figures 1-10 arranged in 4 sheets; a copy of the PCT request form; a copy of the specification as originally filed; a copy of a Notice informing the applicant of the communication of the international application to the designated offices (form PCT/IB308); a copy of an Information concerning elected offices notified of their election (form PCT/IB332); a copy of a PCT Demand under Art. 31 dated 20 April 2004 (form PCT/IPEA/401); a copy of a Written Opinion dated 1 October 2004 (form PCT/IPEA/408); a copy of a Response to the Written Opinion dated 30 November 2004; a copy of the first page of international application as published on April 8, 2004 under International Publication No. WO 2004/028237A1, including the international Search Report; a copy of an international Preliminary Examination Report (form PCT/IPEA/409); Preliminary Amendment; check in the amount of \$500,000; and Return Postcard.

APR 12 2005
by placing your receiving date stamp hereon and returning to us.



COOPER & DUNHAM LLP

1185 AVENUE OF THE AMERICAS

NEW YORK, N.Y. 10036

